

AGENDA
CONNECTICUT MEDICAL EXAMINING BOARD
Tuesday, April 15, 2008 at 1:30 PM

Department of Public Health Complex
410 Capitol Avenue, Hartford Connecticut
Conference Room C - Building 470

CALL TO ORDER

I. MINUTES

Review and approval of the minutes from the March 18, 2008 meeting.

II. UPDATES

- A. Chair Updates
- B. Information Updates
 - Department of Public Health
 - Connecticut State Medical Society

III. NEW BUSINESS

- A. Proposed Memorandum of Decision
 - Ernest Squatrito, DO - Petition No. 2005-0722-001-187*
- B. Proposed Memorandum of Decision
 - Preston Goldsmith, PA - Petition No. 2007-0501-023-005*

IV. LEGAL OFFICE BUSINESS

- A. Felix A. Almentero, MD – Petition No. 2006-0428-001-083
 - Presentation of Consent Order – Leslie Scoville, Staff Attorney, DPH*
- B. Theodore Kramer, MD – Petition No. 2005-0712-001-172
 - Presentation of Consent Order – Matthew Antonetti, Principal Attorney, DPH*
- C. Ben Ramaley, MD – Petition No. 2005-1129-001-273
 - Presentation of Consent Order – Matthew Antonetti, Principal Attorney, DPH*

V. ADDITIONAL AGENDA ITEMS

ADJOURN

The following minutes are draft minutes which are subject to revision and which have not yet been adopted by the Board.

**CONNECTICUT MEDICAL EXAMINING BOARD
MINUTES OF MEETING
March 18, 2008**

The Connecticut Medical Examining Board held a meeting on Tuesday, March 18, 2008 at the Department of Public Health Complex, 410 Capitol Avenue, Conference Room C, Building 470, Hartford, Connecticut.

BOARD MEMBERS PRESENT:

Dennis G. O'Neill, MD, Chairman
Richard Bridburg, MD
Anne Doremus
Michael Erickson
David M. Goldenberg, MD
Steven Hanks, MD
Michael Lindberg, MD
Patricia Loving, PA
Howard Sadinsky, DO
Regina Stankaitis
Susan Wernick
C. Steven Wolf, MD

BOARD MEMBERS ABSENT

Martin Courneen
Robert Fuller, MD
George Terranova, MD

Dr. O'Neill called the meeting to order at 1:30 p.m.

I. MINUTES

The draft minutes of the February 19, 2008 meeting were reviewed. Dr. O'Neill made a motion, seconded by Dr. Hanks, to approve the minutes as edited. The motion passed with all in favor.

II. CHAIR UPDATES

The following correspondence/information was received and reviewed:

1. Dr. O'Neill announced that the Governor's office rescinded the appointment of Michael Saffir, MD and that George Terranova, MD will continue to serve as a Board member.
Dr. O'Neill also announced that he has received a letter from the Governor's office stating that a replacement for his position as Board member is being sought and that he can continue to serve until the new member is appointed and approved by the legislature.
2. Monthly tracking of pending cases.
3. Hearing assignments.
4. Federation of State Medical Boards – correspondence and newsletters.

III. INFORMATION UPDATES

A. Department of Public Health Legislative Update

Jennifer Filippone, Section Chief, Practitioner Licensing and Investigation reported that proposed legislation pertaining to the license fee for retired physicians is being tracked by the Department of Public Health.

Dona Brewer, Section Chief, Public Health Hearing Office reported that an orientation program for new and existing DPH Board/Commission members is being planned for June 2008.

B. Connecticut State Medical Society

None

IV. NEW BUSINESS

A. Physical Therapy Referrals

Jennifer Filippone, Section Chief, Practitioner Licensing and Investigation stated that when a person seeking physical therapy treatment requiring a Grade V spinal manipulation, such treatment shall only be performed upon the oral or written referral of a person licensed in this state, or in a state having licensing requirements meeting the approval of the appropriate Connecticut examining board of the referring practitioner. The Department is seeking input from the Board as to what licensing requirements would be necessary for an out-of-state physician to make such a referral. The Board suggested that the Department seek input from the Connecticut Medical Society and/or the Connecticut Orthopedic Society.

B. Proposed Memorandum of Decision

Maryellen Albini - Petition No. 2000-0712-000-079

Joan Mershon - Petition No. 2000-1130-000-146

Dr. Hanks made a motion, seconded by Dr. Bridburg, to adopt the Memorandum of Decision as written. The motion passed unanimously. Dr. O'Neill signed the decision ordering respondents to cease and desist from the practice of medicine.

Dr. Sadinsky arrived at 1:45 p.m.

V. LEGAL OFFICE BUSINESS

A. Alfred Cretella, MD – Petition No. 2006-1214-001-219

Matthew Antonetti, Principal Attorney, Department of Public, presented a Consent Order in the matter of Alfred Cretella, MD. Dr. Cretella was not present or represented.

Dr. Bridburg made a motion, seconded by Ms. Loving, that the Consent Order be approved. The motion passed unanimously. Dr. O'Neill signed the Order.

B. Jonathan Fogel, MD – Petition No. 2007-1217-001-211

Matthew Antonetti, Principal Attorney, Department of Public, presented a Consent Order in the matter of Jonathan Fogel. Dr. Fogel was not present or represented.

Dr. Hanks made a motion, seconded by Mr. Erickson, that the Consent Order be approved. The motion passed unanimously. Dr. O'Neill signed the Order.

The Board suggested that the Department of Public Health consider using the language in Section 8 of the State of Rhode Island Order in future Connecticut consent orders.

C. Peter Benet, MD – Petition No. 2006-0803-001-142

David Tilles, Staff Attorney, Department of Public, presented a Consent Order in the matter of Peter Benet, MD. Attorney David Shaiken was present on behalf of Dr. Benet.

Dr. Hanks made a motion, seconded by Ms. Stankaitis, that the Consent Order be approved.

The motion passed unanimously. Dr. O'Neill signed the Order.

D. Susan Levine, MD – Petition No. 2006-0929-001-167

David Tilles, Staff Attorney, Department of Public, presented a Consent Order in the matter of Susan Levine, MD. Dr. Levine was not present or represented.

Dr. Goldenberg made a motion, seconded by Dr. Wolf, that the Consent Order be approved.

The motion passed unanimously. Dr. O'Neill signed the Order.

VI. NEW BUSINESS cont.

C. Pending Litigation - Charles R. Jones, MD – Petition No. 2004-0917-001-221

Assistant Attorney General Tanya DeMattia was present to provide counsel to the Board. Staff Attorney David Tilles was present on behalf of the Department of Public Health and Attorneys Elliott Pollack and Christine Collyer were present representing Dr. Jones.

The Board entertained comments from Attorney Pollack and Attorney Tilles concerning a global settlement proposal by Dr. Jones regarding his appeal of the Board's December 18, 2007 Memorandum of Decision and the pending Statement of Charges which is scheduled for a hearing beginning on March 28, 2008.

Dr. Goldenberg made a motion, seconded by Dr. Wolf, to enter executive session to seek legal advice from the Assistant Attorney General. The motion passed unanimously. The Board entered executive session from 2:25 p.m. until 2:45 p.m.

Following executive session Dr. Goldenberg made a motion, seconded by Dr. Wolf, to reject respondent's settlement proposal pending further discussions between the Assistant Attorney General, Department of Public Health and respondent. The motion passed with all in favor except Dr. O'Neill who was recused.

The hearing scheduled for March 28, 2008 and April 11, 2008 in Petition Nos.

2006-0111-001-010, 2006-0407-001-068, 2006-0411-001-069 will be continued to allow the Department and respondent to pursue a proposed Consent Order.

D. Charles Jones, MD

Petition Nos. 2006-0111-001-010, 2006-0407-001-068, 2006-0411-001-069

Respondent's Motion for Recusal or to Disqualify Hearing Panel Member

Dr. Bridburg made a motion, seconded by Ms. Stankaitis, to deny respondent's motion for recusal or to disqualify Board member Anne Doremus from being a hearing panelist. The motion to deny passed with all in favor except Dr. O'Neill who was recused.

VII. ADJOURNMENT

As there was no further business, the meeting was adjourned at 2:55 p.m.

Respectfully submitted,

Dennis G. O'Neill, MD, Chairman